

## IN THE SENATE OF THE UNITED STATES.

MAY 12, 1896.—Ordered to be printed.

Mr. ALLEN, from the Committee on Claims, submitted the following

## REPORT:

[To accompany S. 2119.]

The Committee on Claims, to whom was referred the bill (S. 2119) for the relief of John Breitling, beg leave to report as follows:

The Twenty-sixth Regiment of Iowa Volunteer Infantry was organized at Camp Kirkwood, at Clinton, Iowa, in the summer of 1862, remained in camp or organization until October 20 of that year. John Breitling, the claimant, furnished bread rations for the regiment under the direction of Gen. N. B. Baker, adjutant-general of Iowa, and was paid to September 30, 1862. J. P. Bennett, assistant quartermaster, in the employ of the State of Iowa, had charge of furnishing rations thereafter, and continued ordering local rations from claimant from October 1, 1862, to October 20, 1862, after the regiment had been mustered into the service of the United States. The regiment numbered 900 men and the variations in the rations were caused by some of the men being absent on leave.

It appears from the evidence submitted that there is justly due the claimant from the United States the sum of \$738.25 for the rations or commissary stores furnished by him to this regiment, and your committee therefore report back the bill with the recommendation that it do pass.

As a part of this report your committee herewith append an itemized statement of account, together with a letter and affidavit of Col. Milo Smith, commandant of the regiment.

FREMONT, NEBR., *October 28, 1891.*

John Breitling, of Clinton, Iowa, sold and furnished to the Twenty-sixth Iowa Infantry Regiment, in 1862, at Camp Kirkwood, the following rations, and never got any pay for same:

Rations at 22 ounces of bread  
each:

1862.	
Oct. 1.....	630
Oct. 2.....	720
Oct. 3.....	715
Oct. 4.....	725
Oct. 5.....	745
Oct. 6.....	700
Oct. 7.....	685
Oct. 8.....	675
Oct. 9.....	630
Oct. 10.....	670
Oct. 11.....	715
Oct. 12.....	725

Rations at 22 ounces of bread  
each—Continued.

1862.	
Oct. 13.....	740
Oct. 14.....	800
Oct. 15.....	840
Oct. 16.....	840
Oct. 17.....	735
Oct. 18.....	750
Oct. 19.....	750
Oct. 20.....	735

Total amount of rations delivered .....	14,525
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Bread rations, 22 ounces each, at 5 cents .....	\$726. 25
Also delivered to the hospital during the month of October, 1862, 240 rations, at 5 cents.....	12. 00
Total amount unpaid.....	738. 25

CLINTON, March 3, 1896.

DEAR SIR: Inclosed I hand you the affidavit you asked for; it is the best I can do for you, and I think it covers the case. It will establish the fact that you furnished the rations after the regiment was mustered into the United States service. I was unable to give more of the detail of the transaction, as it is so long ago I do not remember all the particulars. I hope you will get your bill allowed.

Yours, truly,

MILO SMITH.

JOHN BREITLING.

STATE OF IOWA, *Clinton County, ss.*

On this 3d day of March, A. D. 1896, personally appeared before me a notary public, within and for the county and State aforesaid, Milo Smith, who being duly sworn according to law deposes as follows:

I was formerly colonel of the Twenty-sixth Regiment of Iowa Volunteer Infantry, and prior to our leaving the State of Iowa for the field we were encamped at Camp Kirkwood, Clinton, Iowa. We were mustered into the service of the United States on the 30th day of September, 1862, and remained in the camp until the 20th day of October, 1862, when we left the camp for the field. John Breitling furnished the bread rations for the camp under the direction of Gen. N. B. Baker, adjutant-general of the State of Iowa, and he paid him for service up to the 30th day of September, 1862, and J. P. Bennett, as assistant quartermaster in the employ of the State of Iowa, had charge of furnishing the rations, and he continued ordering bread rations from John Breitling from October 1, 1862, to the 20th day of October, 1862, after the regiment was mustered into the United States service. The regiment numbered 900 men. The variation in the daily ration was caused by some of the men being absent with leave.

MILO SMITH,

*Late Colonel Twenty-sixth Iowa Volunteer Infantry.*

Subscribed and sworn to before me this 3d day of March, A. D. 1896; and the affiant is respectable and entitled to credit, and the identical person he represents himself to be.

[SEAL.]

HENRY HOWARD, *Notary Public.*